

**COMBINED NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES & PETITION FOR
EXTENSION OF TIME UNDER 37 C.F.R. 1.136(a) (Large Entity)**

Docket No.

In Re Application Of: **Benjamin E. Reubinoff, et al.**

JUN 23 2003

Serial No.
09/436,164

Filing Date

Examiner

Group Art Unit

Invention: EMBRYONIC STEM CELLS

RECEIVED

JUN 26 2003

TECH CENTER 1600/2900

TO THE COMMISSIONER FOR PATENTS:

This is a combined Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences and petition under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of December 18, 2002 in the above-identified application.

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated December 18, 2002 finally rejecting Claim(s) 20-26 and 38-44

Applicant(s) hereby request(s) an extension of time of (check desired time period):

One month Two months Three months Four months Five months

from: March 18, 2003 *Date* until: June 18, 2003 *Date*

The fee for the Notice of Appeal and Extension of Time has been calculated as shown below:

06/25/2003 DTESEM1 00000059 09436164 Fee for Notice of Appeal: \$320.00

02 BC-1253 **620.00 OP** Fee for Extension of Time: **\$820.00 ***

TOTAL FEE FOR NOTICE OF APPEAL AND EXTENSION OF TIME: **\$1,140.00 ***
*Fee for one month ext. of time (\$110.00) previously paid on April 17, 2003

The fee for the Notice of Appeal and extension of time is to be paid as follows:

A check in the amount of **\$1,140.00** for the Notice of Appeal and extension of time is enclosed.

Please charge Deposit Account No. _____ in the amount of _____.

The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. **19-1013/SSMP**

Any additional filing fees required under 37 C.F.R. 1.16.

Any patent application processing fees under 37 CFR 1.17.

If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. **19-1013/SSMP**.

06/25/2003 DTESSSEM1 00000059 0947616A

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COMBINED NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES & PETITION FOR
EXTENSION OF TIME UNDER 37 C.F.R. 1.136(a) (Large Entity)

Docket No.
13164

In Re Application Of: Benjamin E. Reubinoff, et al.

JUN 23 2003

Serial No. 09/436,164 Filing Date November 9, 1999

Examiner
J. T. Woitach

Group Art Unit
1632

Invention: EMBRYONIC STEM CELLS

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JUN 26 2003

TO THE COMMISSIONER FOR PATENTS:

TECH CENTER 1600/2900

This combined Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences and petition for extension of time under 37 CFR 1.136(a) is respectfully submitted by the undersigned:



Signature

Dated: June 18, 2003

Frank S. DiGiglio
Registration No. 31,346
Scully, Scott, Murphy & Presser
400 Garden City Plaza
Garden City, New York 11530
(516) 742-4343
FSD/XZ:ab

Certificate of Transmission by Facsimile*

I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. _____) on _____ (Date)

Signature

Typed or Printed Name of Person Signing Certificate

Certificate of Mailing

I certify that this document and fee is being deposited on June 18, 2003 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature

Frank S. DiGiglio

Typed or Printed Name :

*This certificate may only be used if paying by deposit account.

CC: